



City Council Agenda

Council President
Tom Boyajian

Councilmembers

Garry Bredefeld, Acting Council President
Chris Mathys,
Henry Perea

Sal Quintero
Daniel Ronquillo
Ken Steitz

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, JUNE 6, 2000

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON (www.ci.fresno.ca.us). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.

8:30 A.M. **REGULAR MEETING OF THE REDEVELOPMENT AGENCY**

Approve Agency minutes of May 23 and 30, 2000

Action Taken:

AGENCY GENERAL ADMINISTRATION

- A. RESOLUTION** - Of intention to approve a contract between the Board of Administration California Public Employees' Retirement System and the Board of Directors Redevelopment Agency of the City of Fresno (***Agency action***)

Action Taken:

RECESS TO 2:00 P.M.

9:00 A.M. COUNCIL ROLL CALL

Invocation

Pledge of Allegiance to the Flag

Proclamation of “FAMILY AWARENESS DAY”

Proclamation of “HOMEOWNERSHIP WEEK”

Proclamation of “CALIFORNIA RAISIN FESTIVAL WEEK” - Councilmember Steitz

Presentation of Resolutions of Commendation to Bullard Talent School Excellence Award - All Councilmembers

Presentation of Resolutions of Commendation to Tenaya Middle School’s Jazz Band - Councilmember Mathys

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA. FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve minutes of May 23 and 30, 2000

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS

- 9:15 A.M.** Receive status report on downtown multi-purpose stadium negotiations - Acting President Bredefeld
Action Taken:
- 9:30 A.M.** **HEARING** regarding City of Fresno Facilities District No. 2, Annexation No. 21 (Tract No. 4314)
Action Taken:
- 1. RESOLUTION** - Annexing territory to Community Facilities District No. 2 and authorizing the levy of a special tax
Action Taken:
 - 2. RESOLUTION** - Calling a special mailed-ballot election
Action Taken:
 - 3. RESOLUTION** - Declaring election results
Action Taken:
 - 4. * BILL** - Levying a special tax for the property tax year 2000-2001 and future tax years within and relating to Community Facilities District No. 2, Annexation No. 21, City of Fresno, California
Action Taken:
- 9:45 A.M.** Appearance by Rodney DeLuca to discuss and request action regarding the City Attorney's Office responding to questions on a lawsuit against the City
Action Taken:
- 10:00 A.M.** **HEARING** to consider Rezone Application No. R-00-09 and environmental findings, filed by Neighborhood Opportunities for Affordable Housing (N.O.A.H.), for .88 acre parcel of property located on the west side of N. Eleventh Street between E. McKinley and E. Home Avenues
Action Taken:
- 1. Consider Environmental Assessment/Categorical Exemption No. R-00-09**
Action Taken:
 - 2. BILL** - Amending the Official Zone Map to rezone from the existing R-A zone district to the R-1 zone district
Action Taken:
- 10:05 A.M..** **HEARING** to consider Rezoning Application R-00-10 and environmental findings, filed by Neighborhood Opportunities for Affordable Housing (N.O.A.H.), for 1.8 acre parcel of property located on the west side of N. Eleventh Street between E. McKinley and E. Home Avenues
Action Taken:
- 1. Consider Environmental Assessment/Categorical Exemption No. R-00-10**
Action Taken:
 - 2. BILL** - Amending the Official Zone Map to rezone from the existing R-A zone district to the R-1 zone district
Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

10:30 A.M. TEFRA HEARING as required by Section 147(F) of the Internal Revenue Code of 1986 to hear and consider information concerning the proposed issuance of City of Fresno Airport Revenue Bonds to provide financing for the Airport Expansion Project

Action Taken:

1. **RESOLUTION** - Approving the issuance of City of Fresno Airport Revenue Bonds in an amount not to exceed \$45 million for the Airport Expansion Project

Action Taken:

10:45 A.M. Direct City Manager to identify funding source to complete access to Forkner Park from Valentine to Herndon Avenue - Councilmember Mathys

Action Taken:

11:00 A.M. Reject all bids for Fresno surface water treatment facility

Action Taken:

- A. Appearance by Wayne Maye of Walsh Pacific Construction to present their position related to the “rejection” or “award” of the Fresno Surface Water Treatment Plant Facility

Action Taken:

11:15 A.M. * Approve agreement between the City of Fresno and County of Fresno relating to funding for Red Light Camera Enforcement Project - Acting President Bredefeld

Action Taken:

11:30 A.M.#1 **DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)**

11:30 A.M. #2 **CLOSED SESSION**

- A. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -**
Government Code Section 54956.9, Subdivision (b)

Significant Exposure to Litigation:

1. Claim of Cheryl Hart v. City of Fresno
2.
 - a. Claim of Essie Thompson
 - b. Claim of Charles Lee
 - c. Claim of Dennis Lee
 - d. Claim of Randy Lee
 - e. Claim of Edgar Anderson
 - f. Claim of L.C. Thompson
 - g. Claim of Sharon Anderson

Action Taken:

- B. **CONFERENCE WITH LABOR NEGOTIATOR -** Government Code Section 54957.6 -
(Councilmember Ronquillo)

City Negotiator(s): Jeffrey M. Reid, Andrew T. Souza, Jorge Aguiniga

Employee Organization(s): Fresno Firefighters Association Local No. 753 International Association of Firefighters A.F.L.C.I.O.

Action Taken:

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

2:00 P.M. #1

CONTINUED BUDGET HEARINGS

- ▶ Department of Administrative Services
 - ▶ City Manager's Office/Non-Departmental/Council Offices/Mayor's Office
- Action Taken:**

2:00 P.M.#2

CONTINUED BUDGET HEARINGS

- A. * **RESOLUTION** - Adoption of the Fiscal Year 2000-2001 City of Fresno budget and the Community Development Block Grant (CDBG) budget including the Annual Appropriations Resolution (AAR), Position Authorization Resolution (PAR), Salary Resolution, Master Fee Schedule (MFS), Property Tax Override (PTO) Ordinance, and selection of the GANN Limit Methodology
Action Taken:
- B. * **RESOLUTION** - Adopting the FY 2000-2001 Position Authorization Resolution (PAR)
Action Taken:
- C. * **RESOLUTION** - Adopting the 370th amendment to the Master Fee Schedule (MFS) Resolution No. 80-420
Action Taken:
- D. * **BILL - (For introduction and adoption)** Adopting the Property Tax Override (PTO) Ordinance
Action Taken:
- E. * **RESOLUTION** - Establishing rates for the application of City employees compensation rates and schedules and related requirements, and establishing compensation rates and schedules (FY 2000-2001 Salary Resolution)
Action Taken:
- F. Selection of methodology for determination of FY 01 GANN appropriation limit
Action Taken:

2:00 P.M. #3

JOINT MEETING WITH THE REDEVELOPMENT AGENCY

- A. **CONTINUED HEARING** to consider financing alternatives for implementing existing agreements between the City and The GAP Inc., including the following agreement, and related agreements and documents, regarding matters relating to the proposed development of a distribution center and office development proposed by the GAP Inc., on 70.25 acres of property located northerly of Airway Boulevard and east of Peach Avenue, in the Airport Area Revitalization Redevelopment Project Area
Action Taken:
 - 1. **RESOLUTION** - Approving a Funding (formerly Reimbursement) Agreement between the City of Fresno and the Redevelopment Agency relating to the relocation of a storm drainage basin and installation of related off-site storm drainage improvements necessary for the conveyance of certain property for the development of the distribution and office facility, and making certain findings pursuant to Health and Safety Code Section 33445 (*Council and Agency action*)
Action Taken:

ADJOURN AGENCY

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1A.

GENERAL CONSENT CALENDAR

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 11:30 A.M.)

1. Approve an amendment to the Lease Agreement with Fresno Art Museum
Action Taken:
2. Adopt agreement between the City of Fresno and the Fresno City Employees Association for the extension of the current Memorandum of Understanding (MOU) between the City of Fresno (City) and Fresno City Employees Association (FCEA)
Action Taken:
3. * **RESOLUTION** - 371st amendment to MFS Resolution No. 80-420 to change the authorized dates of issue for permits for sale of safe and sane fireworks for the 4th of July Independence Day celebration
Action Taken:
4. * **RESOLUTION** - 110th amendment to AAR No. 99-181 appropriating \$5,300 obtained from repair reimbursements, State grant and Chinatown Jazz Festival for upgrading/replacing firefighter equipment and refurbishment of Fire Station No. 3 (***Requires 5 affirmative votes***)
Action Taken:
5. **RESOLUTION** - Awarding a contract to Preussag Pipe Rehabilitation, Inc., to perform pipe rehabilitation of sewer line in Olive Avenue from San Pablo Avenue to Glenn Avenue using patented “ribloc expanda pipe” process without advertised bidding under the sole source exception
Action Taken:
6. **RESOLUTION** - Adopting an investment policy for public funds for fiscal year 2000-2001
Action Taken:
7. Approve the Food and Beverage Concession Agreement at Fresno Chandler Downtown Airport
Action Taken:
8. Approve Commercial Aviation Permit to be issued by the City of Fresno to Charles Quiring
Action Taken:
9. Approve Amendment No. 3 to Parking Management Agreement with APCOA, Inc. for Fresno Yosemite International Airport parking
Action Taken:
10. **RESOLUTION** - Authorizing the Director of Transportation or Airports Director to sign Standard Land Leases with the Federal Aviation Administration (FAA)
Action Taken:
11. Approve new Lease and Agreement between the City of Fresno and Mesa Airlines, Inc.
Action Taken:

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

GENERAL CONSENT CALENDAR CONTINUED

12. Award a requirements contract for 3/4" - 2" water meters
Action Taken:
13. Award a contract for sanitary sewer rehabilitation by method of cured in place pipe
Action Taken:
14. Award a contract to construct well site improvements at Pump Stations 33A, 86, 96, 108 and 132
Action Taken:
15. Award a contract for traffic signal modifications at Ashlan Avenue and Fresno Street; and Bullard and Chestnut Avenues
Action Taken:
16. Award a contract for Alluvial/Fresno traffic signal modification and Alluvial/Maple traffic signal construction and miscellaneous street improvements
Action Taken:
17. Award a contract for installation of a 14" water main at Golden State Boulevard west of S. Cedar Avenue
Action Taken:
18. Award a contract for concrete improvements in District No. 6 on E. Portals Avenue between First Street and Callisch Avenue
Action Taken:
19. **RESOLUTION** - To submit an application and any other relevant documentation to the Office of Criminal Justice Planning to receive \$196,816 in Positive Alternative Programs (PAP) component of the Delinquency Prevention Program (DPP) grant
Action Taken:
20. **RESOLUTION** - Clarifying Resolution No. 95-77 which ordered the vacation of portions of Divisadero Avenue, Merced, Howard, Thesta, Valeria and "R" Streets, the "Q-R" alley between Fresno Street and Divisadero Avenue, and all the alleys between Divisadero Avenue and Illinois Avenue from Clark Street to Fresno Street
Action Taken:
21. Approve agreement with the County of Fresno to utilize inmate labor for park maintenance
Action Taken:
22. * **RESOLUTION** - Authorizing the issuance of City of Fresno, California Taxable Pension Obligation Bonds, refunding Series A, B, C and D of 2000 (Auction Rate Bonds); approving the form of and authorizing the execution and delivery of a Supplemental Trust Agreement and each of the exhibits attached thereto, an Escrow Agreement, a Continuing Disclosure Certificate, one or more Contracts of Purchase, a Preliminary Official Statement and an Official Statement; and authorizing other matters relating thereto
Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1A. **GENERAL CONSENT CALENDAR CONTINUED**

23. **RESOLUTION** - Authorizing loan guarantee assistance under Section 108 of the Housing and Community Development Act of 1974, as amended - Series HUD 2000-A Certificates

Action Taken:

24. Award a contract for Fresno Yosemite International Airport Terminal/Concourse Expansion

Action Taken:

1B. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Direct staff and City Attorney to prepare resolution initiating a text amendment to amend the Fresno Municipal Code relating to special permits (eg. Variance, Conditional Use Permit and Site Plan review) and expanding Council right to hearing Planning Commission decisions - Councilmember Ronquillo

Action Taken:

- B. * **RESOLUTION** - 108th amendment to AAR No. 99-181 appropriating \$200 of District 6's general fund infrastructure budget to fund the contract officer costs at the Star 101/KSEE 24 Rotary Playland benefit concert - Acting President Bredefeld (***Requires 5 affirmative votes***)

Action Taken:

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

June	13 -	4:30 P.M.	HEARING on Planning Commission's action on CUP C-99-223, filed by G. Singh, convenience store at N. Fruit and W. Clinton
June	13 -	5:00 P.M.	HEARING to consider Planning Commission's action on CUP C-00-031 - Daniel Bond on behalf of St. Agnes Hospital
June	20 -	9:30 A.M.	HEARING re: P.A. No. A-99-31, Rezone Appl. No. R-99-46, filed by Edwin and Norma Lobe
June	20 -	10:00 A.M.	HEARING re: R-00-12, filed by James Oakes, property located at 7606 N. Fresno St.
June	20 -	10:15 A.M.	HEARING re: Rezone Appl. No. R-00-015, filed by Trend Homes, property located on the southeast corner of Bullard and Dante
June	20 -	11:00 A.M.	HEARING re: Rezone Appl. No. R-00-011, filed by Richard C. Ginder, Jr.
June	27 -	9:30 A.M.	HEARING re: P.A. No. 99-11, Rezone Appl. No. R-99-21, filed by DMP Development Inc.
June	27-	10:00 A.M.	HEARING re: LLMD No. 1 2000 - 2001 annual assessment
July	4 -	NO MEETING	COUNCIL VACATION
July	11 -	NO MEETING	COUNCIL VACATION
July	18 -	10:00 A.M.	HEARING re: vacation of a portion of Winery Avenue south of Shaw Avenue - R.I. No. 1020-D
July	25 -	10:00 A.M.	HEARING re: Code Enforcement's annual assessment
July	25 -	10:15 A.M.	HEARING re: P.A. No. A-99-36, Rezone Appl. No. R-99-51, filed by George Adams
July	25 -	10:30 A.M.	HEARING re: R-00-07, filed by Serop Vartanian
Aug.	1 -	NO MEETING	COUNCIL VACATION
Aug.	8 -	NO MEETING	COUNCIL VACATION
Sept.	5 -	NO MEETING	COUNCIL VACATION
Sept.	12 -	NO MEETING	COUNCIL VACATION

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***